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6 IN THE UNITED STATES DISTRICT COURT
7 FOR THE NORTHERN DISTRICT OF CALIFORNIA
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9 JOHN HOWARD,

Case No.: 13-cv-343 JSC

10 Plaintiff,

ORDER TO SHOW CAUSE

11 v.

12
13 JEFFREY HAW, and CAROL D. SMITH,

14 Defendants.
15

16 This civil action was filed on January 24, 2013. On May 6, 2013, the Court issued an
17 Order directing Plaintiff to serve the Defendants as he had yet to do so. (Dkt. No. 4.)
18 Plaintiff was given until June 3, 2013 to file proof of service of the Summons and Complaint
19 on Defendants. To date, Plaintiff has not filed proof of service or communicated with the
20 Court in any way.

21 Plaintiff is ordered to show cause as to why this action should not be dismissed for
22 failure to prosecute pursuant to Federal Rule of Civil Procedure 41 based on Plaintiff's
23 failure to serve Defendant in accordance with the Court's order. Plaintiff shall submit a
24 written response to this Order by July 1, 2013 showing cause as to why this action should not
25 be dismissed for failure to prosecute. Failure to comply with this order may result in the
26 dismissal of this action. *See* Fed. R. Civ. P. 41(b).
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28 **IT IS SO ORDERED.**

United States District Court
Northern District of California

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Dated: June 18, 2013



JACQUELINE SCOTT CORLEY
UNITED STATES MAGISTRATE JUDGE